

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SONG TANG,
Plaintiff,
v.

ALEJANDRO MAYORKAS, et al.,
Defendants.

Case No. 24-cv-00139-JST

**ORDER TO SHOW CAUSE RE:
SERVICE**

This case was filed on January 8, 2024. As of the date of this order, the docket reflects no evidence that the summons and complaint have been served on the defendant.

Rule 4(m) of the Federal Rules of Civil Procedure provides, in relevant part:

If a defendant is not served within 90 days after the complaint is filed, the court—on motion or on its own after notice to the plaintiff—must dismiss the action without prejudice against that defendant or order that service be made within a specified time. But if the plaintiff shows good cause for the failure, the court must extend the time for service for an appropriate period.

Fed. R. Civ. P. 4(m).

98 days have now passed since the filing of the complaint. Plaintiff is therefore ordered to show cause why this case should not be dismissed for failure to serve. A written response to this order is due by July 2, 2024. The Court will conduct a hearing on the order to show cause on July 30, 2024, at 2:00 p.m.

If Plaintiff's written response to the order to show cause is accompanied by satisfactory evidence that the summons and complaint have been served, the order to show cause will be

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1 withdrawn and the July 30, 2024 hearing will be converted to a case management conference.

2 **IT IS SO ORDERED.**

3 Dated: April 16, 2024

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5 JON S. TIGAR
6 United States District Judge

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United States District Court
Northern District of California